

E-FILED on 8/28/06

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JAREK MOLSKI, et al.,

Plaintiffs,

v.

JACK LONDON'S BAR & GRILL, et al.,

Defendants.

No. C-04-04451 RMW

ORDER GRANTING MOTION TO
WITHDRAW AS COUNSEL

[Re Docket Nos. 53, 61]

Hugo Torbet, counsel of record for defendants Jack London's Bar & Grill and Carmel Chili Company, Inc. (collectively, "defendants") in the above-captioned action, moves to withdraw as counsel. Mr. Torbet cites, *inter alia*, his clients' breach of a fee and expense agreement and refers to conduct on the part of his clients that have rendered it unreasonably difficult to carry out his employment.¹ Defendants have filed a statement of non-opposition to Mr. Torbet's motion to withdraw. Indeed, although they dispute the contentions in Mr. Torbet's motion, defendants note that they wish to terminate the services of Mr. Torbet and have filed notice seeking to substitute Jack

¹ Mr. Torbet declines to detail the conduct to which he refers in order to preserve his clients' confidences.


United States District Court

For the Northern District of California

1 Hill, president of Jack London's Bar & Grill and Carmel Chili Company, Inc., as counsel of record.
2 Mr. Hill is apparently an attorney licensed to practice before this court.

3 Accordingly, the court finds this matter suitable for determination on the papers without oral
4 argument, Civil L.R. 7-1(b). The September 1, 2006 hearing date is VACATED and the motion is
5 GRANTED.

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7 DATED: 8/28/06



8 RONALD M. WHYTE
9 United States District Judge
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1 **Notice of this document has been electronically sent to:**

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7 Hugo Torbet hugotorbet@yahoo.com

8
9
10 Counsel are responsible for distributing copies of this document to co-counsel that have not
11 registered for e-filing under the court's CM/ECF program.

12 **Dated:** 8/28/06

SPT
Chambers of Judge Whyte